

IN THE UNITED STATES DISTRICT COURT  
FOR THE WESTERN DISTRICT OF PENNSYLVANIA

R. CATHY REARDON, on behalf of herself	)	
and all similarly situated individuals,	)	
	)	Civil Action No. 2:08-cv-1730
Plaintiffs,	)	
	)	Hon. Mark R. Hornak
vs.	)	United States District Judge
	)	
CLOSETMAID CORPORATION,	)	<b><i>Filed Electronically</i></b>
	)	
Defendant.	)	

**CLOSETMAID’S SECOND SUPPLEMENTAL  
STATEMENT OF UNDISPUTED MATERIAL FACTS**

Defendant ClosetMaid Corporation (“ClosetMaid”), by and through its attorneys, Ogletree, Deakins, Nash, Smoak, & Stewart, P.C., submits this Second Supplemental Statement of Undisputed Material Facts.

33. Jennifer Boring (“Boring”), Patricia Dameron (“Dameron”), and Merlyn Hernandez-Opio (“Hernandez-Opio”) all worked for ClosetMaid in a human resources capacity and were involved in ClosetMaid’s hiring process. Boring Depo., pp. 57 - 71, **Tab 4**; Dameron Decl., **Tab 13**; Hernandez-Opio Decl., **Tab 14**; Boring Decl., **Tab 15**.

34. Boring, Dameron, and Hernandez-Opio reviewed the application files of those members of the Pre Adverse Action Sub-Class for whom they were responsible for making a hiring determination. Boring Depo. at pp. 67-71, **Tab 4**; Dameron Decl., **Tab 13**; Hernandez-Opio Decl., **Tab 14**; Boring Depo., **Tab 15**.

Dated: July 8, 2013

Respectfully submitted,

**OGLETREE, DEAKINS, NASH, SMOAK & STEWART, P.C.**

/s/ W. Scott Hardy

W. Scott Hardy, Esquire

PA I.D. No. 79225

scott.hardy@ogletreedeakins.com

Philip K. Kontul, Esquire

PA I.D. No. 94156

philip.kontul@ogletreedeakins.com

One PPG Place

Suite 1900

Pittsburgh, PA 15222

Telephone: (412) 394-3333

Facsimile: (412) 232-1799

Attorneys for Defendant ClosetMaid Corporation

**CERTIFICATE OF SERVICE**

I hereby certify that a true and correct copy of the foregoing CLOSETMAID'S SECOND SUPPLEMENTAL STATEMENT OF UNDISPUTED MATERIAL FACTS was filed electronically on July 8, 2013. Notice of this filing will be sent to all parties by operation of the Court's electronic filing system. Parties may access this filing through the Court's system.

/s/ W. Scott Hardy

W. Scott Hardy, Esquire

Attorney for Defendant ClosetMaid Corporation